

PUBLIC NOTICE

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (ADEQ)
30-DAY PUBLIC COMMENT PERIOD NOTICE OF THE
OPPORTUNITY TO COMMENT ON THE CONSENT DECREE
FOR THE OPERABLE UNIT 2 (OU2) TREATMENT SYSTEM,
MOTOROLA 52nd STREET SUPERFUND SITE

PLEASE TAKE NOTICE that the Director of the Arizona Department of Environmental Quality ("State") announces a Consent Decree for the OU2 Treatment System, Motorola 52nd Street Superfund Site in Phoenix, Arizona. The Motorola 52nd Street Site is bounded approximately by 52nd Street to the east, 7th Avenue to the west, McDowell Road to the north and Buckeye Road to the south.

The State has electronically lodged a Consent Decree in State of Arizona, *ex rel.* Stephen A. Owens, Director, Arizona Department of Environmental Quality v. Honeywell International, Inc. and Freescale Semiconductor, Inc., Case No. CV 07-1989-PHX-LOA with the United States District Court for the District of Arizona. The Consent Decree requires Honeywell International, Inc. and Freescale Semiconductor, Inc. (the "Companies") to continue to extract and hydraulically contain contaminated groundwater at Interstate 10 and Van Buren Street, treat such contaminated water to federal Safe Drinking Water standards, and deliver the treated water to the Salt River Project Grand Canal for use in agricultural irrigation, in conformance with the 1994 Motorola 52nd Street Superfund Site Interim OU2 Record of Decision (ROD), and the 1999 Explanation of Significant Differences to OU2 of the ROD. The Companies will reimburse the State for its oversight costs by maintaining funding in a dedicated Motorola 52nd Street OU2 Oversight Account. The Consent Decree provides a covenant not to sue for the actions that will be performed and the payments that will be made by the Companies. Upon entry of the Consent Decree, the Companies will receive protection from contribution actions or claims as provided by CERCLA Section 113(f)(2), 42 U.S.C. §9613(f)(2) and A.R.S. §49-292(C), for matters addressed in the Consent Decree.

The State will receive, for a period of thirty (30) days from the date of this publication, comments relating to the Consent Decree. The Consent Decree may be reviewed at the ADEQ Records Management Center, 1110 W. Washington Street, Phoenix, Arizona. Please call (602) 771-4380 or (800) 234-5677 to schedule an appointment to review the Consent Decree at ADEQ or review the Consent Decree on the Web where it will be posted for 30 days at www.azdeq.gov.

PARTIES WISHING TO MAKE COMMENTS regarding the Consent Decree for this Site may make such comments in writing to Linda J. Pollock, Assistant Attorney General, Environmental Enforcement Section, 1275 W. Washington St., Phoenix, AZ 85007 and should refer to State of Arizona v. Honeywell International, Inc. and Freescale Semiconductor, Inc., Case CV 07-1989-PHX-LOA.

Comments must be postmarked by December 10, 2007.

Dated this 8th day of November, 2007
Stephen A. Owens, Director
Arizona Department of Environmental Quality